IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4201 OF 1992

Maniben w/o. Patel V. Maganlal ..Petitioner

versus

Vihalal M. Patel ..Respondent

Mr. S. Pathak h/f. Mr. A. V. Anturkar for the Petitioner.

Mr. M. B. Mehere for the Respondent.

CORAM : D. G. DESHPANDE, J.

DATE : 9TH OCTOBER, 2006

P.C. :

1. Counsel for the petitioner states that their client - the petitioner has taken away the papers long back and they do not want to appear for the petitioner.

2. Counsel for the Respondent states that this matter is between the wife and the husband. Wife being the petitioner and the husband being the respondent. The application was filed by the wife for setting aside the exparte decree which was a

decree for divorce. This application was rejected by the Vth Joint Civil Judge, Sr. Division, Pune, by order dated 29.8.1988. Thereafter, appeal was filed. Appeal was also dismissed. It is this order of the appellate court that is challenged in the petition. Counsel for the respondent states that there was no stay to the decree for divorce and nothing survives in this petition because divorce was granted before 1988. In view of this, Petition is dismissed. Rule is discharged. No order as to costs.

(D.G. DESHPANDE, J.)